

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

CURTIS ANTONIO MOORE,

Civil No. 09-2667 (RHK/JJK)

Petitioner,

ORDER

v.

JESSICA SYMMES, Warden,

Respondent.

Petitioner's Motion for Certificate of Appealability (Doc. No. 37) is **DENIED**.

Dated: February 10, 2010

s/Richard H. Kyle

RICHARD H. KYLE

United States District Judge